

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

VIVIAN BERT, et al.,	:	Case No. C-1-02-467
	:	Judge Beckwith
Plaintiffs,	:	Magistrate Judge Hogan
	:	
vs.	:	DEFENDANT AK STEEL
	:	CORPORATION'S MOTION TO
AK STEEL CORPORATION,	:	DISMISS THE TITLE VII CLAIMS
	:	OF THE MIDDLETOWN PLAINTIFFS
Defendant.	:	AND MOTION FOR SUMMARY
	:	JUDGMENT ON RODERIQUE
	:	<u>RUSSELL'S TITLE VII CLAIMS</u>

Defendant AK Steel Corporation ("AK Steel") renews and incorporates herein its Motion to Dismiss the Title VII Claims of the Middletown Plaintiffs and Motion for Summary Judgment on Roderique Russell's Title VII Claims filed on November 15, 2002. During the pendency of the motion, Plaintiffs have filed an Amended Complaint. The Amended Complaint does not affect AK Steel's previously filed motion and AK Steel respectfully requests that this Court grant its motion with respect to the Amended Complaint.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on December 9, 2003, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: Paul H. Tobias, Tobias, Kraus & Torchia, 911 Mercantile Library Building, 414 Walnut Street, Cincinnati, Ohio 45202. I hereby certify that I have mailed by United States Postal Service the document to the following non CM/ECF participants: David Sanford, Gordon, Silberman, Wiggins & Childs, P.C., 7 Dupont Circle NW, Suite 200, Washington, D.C. 20036; Grant Morris, 7 Dupont Circle NW, Suite 250, Washington, D.C. 20036.

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